

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.366 OF 2000
IN
SUMMARY SUIT NO.2621 OF 1999

Premier Auto Electric Ltd. ..Plaintiffs

Vs.

Grapco Industries Ltd. and Anr. ..Defendants

Mr.Kaizad Irani i/b Madekar and Co. for the
plaintiffs

Mr.Ashok Varma i/b Mayur Narendra and Co. for the
defendant no.2

CORAM : S.U.KAMDAR, J
DATED : 21ST SEPTEMBER, 2005

P.C.:

1. The present suit is filed for the recovery of lease rentals. The amount outstanding is sum of Rs.75,07,909.92 inclusive of interest. The defendants have issued cheque which are dishonoured. Company was under BIFR and therefore the Summons for Judgment was adjourned sine-die. Web site status indicates that the company has come out of BIFR and winding up is recommended. In that view of the matter, protection u.s.22 is no more applicable. The learned counsel appearing for defendant states that he has no instruction in the

matter. He further states that defendant no.2 has expired. There is also decree passed as against defendant no.2. In that view of the matter, suit is now decreed as against defendant no.1 as prayed. Suit as well as summons for judgment disposed of accordingly. Refund of court fee as per rules.